

**UNITED STATES DISTRICT COURT**

## EASTERN DISTRICT OF TEXAS

HERMAN MILLER  
and MABEL MILLER,

• • • • •

**Plaintiffs,**

*versus*

CIVIL ACTION NO. 1:06-CV-740

ALLSTATE TEXAS LLOYDS,

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Defendant.

**ORDER ADOPTING MAGISTRATE JUDGE'S REPORT AND RECOMMENDATION**

The court referred this matter to the Honorable Earl S. Hines, United States Magistrate Judge, for pretrial proceedings pursuant to Order of Reference entered on November 30, 2006. The court has received and considered the report of the United States magistrate judge, who recommends that the court grant the joint motion to dismiss and enter judgment pursuant to settlement.

The magistrate judge's report is hereby **ADOPTED**. The joint motion to dismiss is **GRANTED**. The purpose of the referral having been served, it is further **ORDERED** that the reference to the magistrate judge is **VACATED**.

SIGNED at Beaumont, Texas, this 19th day of July, 2007

Maria A. Crone

MARCIA A. CRONE

**UNITED STATES DISTRICT JUDGE**